

U.S. DEPARTMENT OF COMMERCE, PATENT AND TRADEMARK OFFICE		DATE: 6 December 2004 (06.12.2004)
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLN. NO. (if known): <b>10/516,996</b> Not Yet Assigned
INTERNATIONAL APPLICATION NO.: PCT/EP03/05908	INTERNATIONAL FILING DATE: 5 June 2003 (05.06.2003)	PRIORITY DATE CLAIMED: 06 June 2002 (06.06.2002)
TITLE OF INVENTION: DEVICE HAVING AN OPERATING AND FUNCTIONAL UNIT		
APPLICANT(S) FOR DO/EO/US: SCHMIDTBLEICHER, Dietmar; HAAS, Christian; KÜHN, Peter; HÄUSSEL, Wolfgang; DISCH, Georg		
Applicant hereby submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 USC 371(f) The submission must include items(5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)):</p> <ul style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</li> <li>b. <input type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)</li> </ul> <p>6. <input checked="" type="checkbox"/> A English translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ul> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
ITEMS 11 to 20 BELOW CONCERN OTHER DOCUMENT(S) OR INFORMATION INCLUDED:		
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A <b>FIRST</b> preliminary amendment.</p> <p>14. <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter2 and 35 USC 1821 - 1825</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 USC 154(d)(4)</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 USC 154(d)(4)</p> <p>20. <input checked="" type="checkbox"/> Other items or information: TRANSMITTAL FORM; FEE CALCULATION; COVER SHEET OF INTERNATIONAL PUBLICATION WO 03/103858 A1 WITH INTERNATIONAL PUBLICATION DATE 18 DECEMBER 2004 WITH ENGLISH TRANSLATION WHICH CONSISTS OF 41 PAGES INCLUDING 1 COVER SHEET CONTAINING THE ABSTRACT, 1 COVER PAGE ENGLISH TRANSLATION, 1 PAGE OF THE TITLE, 17 PAGES TEXTUAL SPECIFICATION, 7 PAGES OF 15 CLAIMS; 14 SHEETS DRAWINGS; UNEXECUTED INVENTOR'S DECLARATION; INTERNATIONAL SEARCH REPORT PCT/ISA/210; PCT/IB/301 NOTIFICATION OF RECEIPT OF RECORD COPY; PCT/IPEA/416 &amp; 409 INTERNATIONAL PRELIMINARY EXAMINATION REPORT (IN GERMAN); PCT/IB/304 NOTIFICATION CONCERNING TRANSMITTAL OF PRIORITY DOCUMENT; PCT/IB/332 INFORMATION CONCERNING ELECTED OFFICES NOTIFIED OF THEIR ELECTION; REQUEST.</p>		

U.S. APPLICATION NO. (if known) not yet assigned <b>10/516996</b>	INTERNATIONAL APPLICATION NO. PCT/EP03/05908	DATE: 6 December 2004 (06.12.2004)	
17. <input checked="" type="checkbox"/> The following fees are submitted:		<u>CALCULATIONS</u>	<u>PTO USE ONLY</u>
Basic National Fee (37 CFR 1.492(a)(1)-(5): Search Report has been prepared by the EPO or JPO:.....\$950.00		\$ 950.00	
International preliminary examination fee paid to USPTO (37 CFR 1.482).....\$750.00			
No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)).....\$790.00			
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO.....\$1110.00			
International preliminary examination fee (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) IPEA-U.S.....\$ 100.00			
<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>		<b>\$ 950.00</b>	
Surcharge of \$130.00 for furnishing the oath or declaration later than <u>20</u> <u>30</u> months from the earliest claimed priority date (37 CFR 1.492(e)).		\$	
CLAIMS	NO. FILED	NO. EXTRA	RATE
TOTAL	15 -20=	0	X \$ 18.00
INDEPENDENT	1 - 3=	0	X \$ 84.00
Multiple dependent claims(s) (if applicable)		+ \$280.00	\$ 0.00
<b>TOTAL OF ABOVE CALCULATIONS =</b>		<b>\$ 950.00</b>	
Reduction by 2 for asserting small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).		\$ 0.00	
<b>SUBTOTAL =</b>		<b>\$ 950.00</b>	
Processing fee of \$130.00 for furnishing the English translation later than <u>20</u> <u>30</u> months from the earliest claimed priority date (37 CFR 1.492(f)). +		\$ 0.00	
<b>TOTAL NATIONAL FEE =</b>		<b>\$ 950.00</b>	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00 per property +</b>		\$ 0.00	
<b>TOTAL FEES ENCLOSED =</b>		<b>\$ 950.00</b>	
		Amount to be: refunded charged	\$

U.S. APPLICATION NO. (if known) not yet assigned <b>10/516996</b>	INTERNATIONAL APPLICATION NO. PCT/EP03/05908	DATE: 06 December 2004 (06.12.2004)
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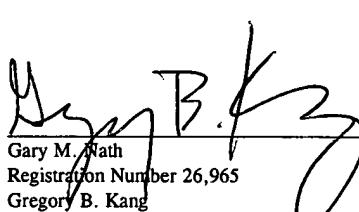
- a.  One check in the amount of \$ 950.00 to cover the above fees is enclosed.
- b.  Please charge my Deposit Account No. 14-0112 in the amount of \$\_\_\_\_\_ to cover the above fees. (A duplicate copy of this sheet is enclosed.)
- c.  The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0112.
- d. Fees are to be charged to a credit card  WARNING: Information on this form may become public  Credit Card Information should not be included on this form.  Provide credit card information and authorization on PTO-2038

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the application be restored to pending status.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **10/516 996**

In re Application of:  
SCHMIDTBLEICHER et al.

International Application No. PCT/EP03/05908

Serial No. NOT YET ASSIGNED

International Filing Date: 18 December 2003 (18.12.2003)

Filed: December 6, 2004

For: DEVICE HAVING AN OPERATING AND FUNCTIONAL UNIT

TRANSMITTAL LETTER

**Commissioner for Patents**  
P.O. Box 1450  
Alexandria, VA 22313-1450

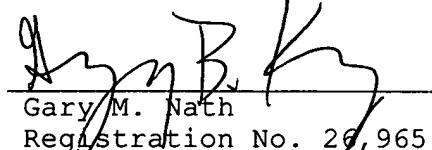
Sir:

**Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:**

- (2) Transmittal Letter To U.S. Designated/Elected Office (DO/EO/US)  
Concerning Filing under 35 U.S.C. 371
- (3) International Publication No: WO 03/103858 A1  
International Publication Date: 18 December 2003 (18.12.2003)  
With English translation which consists of 41 pages including:  
    1 Cover Page containing the Abstract,  
    1 Cover Page English translation,  
    1 Page of the Title,  
    17 pages Textual Specification,  
    7 pages of 15 claims,  
    14 sheets of Drawings;
- (4) Unexecuted Inventor's Declaration;
- (5) PCT/ISA/210 International Search Report;
- (6) PCT/IB/301 Notification of Receipt of Record Copy;
- (7) PCT/IPEA/416 & 409 International Preliminary Examination Report (in German);
- (8) PCT/IB/304 Notification Concerning Transmittal of Priority Document;
- (9) PCT/IB/332 Information Concerning Elected Offices Notified of Their Election;
- (10) Request;
- (11) Check No. 22206 \$ 950.00 for Government Filing Fee;
- (12) Postcard for early notification of serial number.

Respectfully submitted,  
**NATH & ASSOCIATES PLLC**

By:



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Date: December 6, 2004  
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